

**BOILERS—INSPECTIONS—FEES AND CERTIFICATES  
OF OPERATION****CHAPTER 223****S. B. No. 665**

**An Act relating to the collection of fees for boiler inspections and the issuance of Certificates of Operation; amending Sections 5 and 11, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes).**

*Be it enacted by the Legislature of the State of Texas:*

Section 1. Section 5, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended <sup>3</sup> to read as follows:

"Sec. 5. Every insurance company authorized to insure and inspect boilers in this State shall, within thirty (30) days after a certificate inspection file a report with the Commissioner stating the condition of the boiler. The report shall also include the location of the boiler, date inspected, and the name of the inspector.

"Any boiler inspected by an authorized inspector shall be exempt from other inspections and inspection fees under the provisions of this Act; provided nothing in this Section shall prevent the Commissioner from authorizing the inspection of any boiler at any reasonable time when, in the opinion of the Commissioner, such boiler may be in an unsafe condition. The Commissioner shall contact the insurance company carrying insurance on the boiler and request the authorized inspector to participate with the Chief Inspector or Deputy Inspector to jointly inspect the boiler, within twenty (20) days. No additional charge shall be made for this inspection.

"The Commissioner is authorized to issue a Certificate of Operation to the owner or user of all boilers subject to inspection under this Act. The fee for the Certificate of Operation shall not exceed the sum of Fifteen Dollars (\$15).

"Every insurance company shall notify the Commissioner in writing of the cancellation or expiration of every policy of insurance issued by it with reference to boilers in this State, after the expiration or cancellation of said policy, giving the cause or reason for such cancellation or expiration. Such notice of cancellation or expiration shall show the date of the policy and the date when the cancellation or expiration has or will become effective."

Sec. 2. Section 11, Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended <sup>4</sup> to read as follows:

"Sec. 11. (a) The Commissioner may fix and collect fees for the inspection of boilers and the issuance of Certificates of Operation.

"Such fees must be paid by the owner or user before the issuance of a Certificate of Operation for the boiler inspected.

"(b) The Commissioner may fix and collect fees for administering examinations as provided by this Act.

3. Vernon's Ann.Civ.St. art. 5221c, § 5.

4. Vernon's Ann.Civ.St. art. 5221c, § 11.

"(c) With the advice of the Board of Boiler Rules, the Commissioner shall fix the fees provided by this Act in amounts that produce income sufficient to cover the expenses incurred in the administration of this Act. Fees collected by the Commissioner under the provisions of this Section of the Act shall be paid into the State Treasury to the credit of the General Revenue Fund.

"(d) The Commissioner may fix and collect fees for special inspections as referred to in Section 6 of this Act. Such fees, travel, and per diem collected under the provisions of this Section of the Act shall be reappropriated to the credit of the Boiler Inspection Division."

Sec. 3. This Act takes effect September 1, 1981.

Sec. 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on March 16, 1981, by a viva-voce vote; Senate concurred in House amendment on May 20, 1981, by a viva-voce vote; passed the House, with amendment, on May 15, 1981, by a non-record vote.

Approved May 28, 1981.

Effective Sept. 1, 1981.

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## PRESIDING JUDGES—ADMINISTRATIVE JUDICIAL DISTRICTS WITH 80 OR MORE DISTRICT COURTS—COMPENSATION

### CHAPTER 224

#### S. B. No. 687

An Act relating to the compensation of certain presiding judges of certain administrative judicial districts; adding Subsection (c) to Section 11, Chapter 156, Acts of the 40th Legislature, Regular Session, 1927, as amended (Article 200a, Vernon's Texas Civil Statutes).

*Be it enacted by the Legislature of the State of Texas:*

Section 1. Section 11, Chapter 156, Acts of the 40th Legislature, Regular Session, 1927, as amended (Article 200a, Vernon's Texas Civil Statutes), is amended by adding<sup>5</sup> Subsection (c) to read as follows:

"(c) In addition to and cumulative of all other compensation, expenses, and perquisites authorized by law and this Act, the presiding judge of any administrative judicial district in Texas which has 80 or more district courts therein, when such presiding judge is a retired district or appellate judge, shall receive not less than \$5,000 nor more than \$30,000 per annum as compensation for performing duties as the presiding judge of such administrative judicial district. Biennially the council of judges of such administrative judicial district shall fix the amount of such compen-

5. Vernon's Ann.Civ.St. art. 200a, § 11, subsec. (c).